

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

NOTICE OF VOLUNTARY DISMISSAL

PLEASE TAKE NOTICE that pursuant to Federal Court Rule 41(a)(1), plaintiff voluntarily dismisses this action without prejudice.

SMITH, KATZENSTEIN & FURLOW LLP

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Attorneys for plaintiff

July 24, 2006

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 24th day of July 2006, a copy of the foregoing **NOTICE OF VOLUNTARY DISMISSAL** was served on the following via e-filing:

Richard R. Wier, Jr.
Richard R. Wier, Jr., P.A.
Two Mill Road, Suite 200
Wilmington, DE 19806

/s/ Laurence V. Cronin
Laurence V. Cronin (ID No. 2385)